

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

BETH GRABER :
ON BEHALF OF HERSELF AND OTHERS :
SIMILARLY SITUATED :
v. :
WESTFIELD INSURANCE COMPANY :
: CIVIL ACTION
: NO. 21-3313

ORDER

AND NOW, this 23rd day of August, 2024, upon consideration of Defendant Westfield Insurance Company's Motion (I) to Dismiss Plaintiff's First Amended Complaint, and (II) in the Alternative, to Strike Class Allegations (ECF No. 12), and all materials submitted in support thereof and in opposition thereto, it is **ORDERED** that the Motion is **GRANTED**. Plaintiff's claims are **DISMISSED *without prejudice***. Plaintiff may file a second amended complaint within forty-five (45) days of this Order.

IT IS SO ORDERED.

BY THE COURT:

R. Barclay Surrick
R. BARCLAY SURRICK, J.